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IN THE UNITED STATES DISTRICT COURT

DISTRICT OF UTAH

UNITED STATES OF AMERICA, Plaintiff, v. STONEY WESTMORELAND, Defendant.	MOTION TO MODIFY RELEASE CONDITIONS Case No. 2:19-CR-14 JNP
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The defendant, Stoney Westmoreland, by and through his attorney of record, Wendy Lewis, hereby moves this court to modify the conditions of Pre-trial release. Mr. Westmoreland bases this motion on the following grounds:

1. Mr. Westmoreland appeared for an initial appearance/arraignment/detention hearing on February 6, 2019. At that time, defendant was released on standard conditions. Mr. Westmoreland has been doing well on pre-trial release and has been meeting all of his requirements set forth by pre trial services.
2. On March 14, 2019, Mr. Westmoreland's mother unexpectedly passed away in New Mexico.

3. Mr. Westmoreland is the executor of the estate and has had to travel to New Mexico to arrange for her funeral and to clear out her belongings.
4. The funeral was scheduled for Saturday, March 30, 2019 in Tennessee.
5. On Thursday, March 28, 2019, while traveling from New Mexico to Tennessee, Mr. Westmoreland's wife, Karin Brinker, and daughter, Ayden Westmoreland, were involved in a serious car accident.
6. Mr. Westmoreland returned to New Mexico on Friday, March 29. Ms. Brinker had surgery for a broken neck on Saturday, March 30, 2019.
7. Mr. Westmoreland is in the process of returning furniture to his mother's home so his wife can stay there once released from the hospital until such time as she is cleared to travel.
8. It is un-known at this time how long Mr. Westmoreland will need to stay in New Mexico to help his wife and daughter.
9. Due to defendant's recent change in circumstances defendant asks that the court modify his conditions of release from home confinement to a curfew and allow him to remain in New Mexico during his wife's recovery.
10. The funeral for Mr. Westmoreland's mother has been postponed without date.
11. United States Attorney Karin Fojtik stipulates to this review of detention.
12. Counsel respectfully requests a hearing to be scheduled at 2:45 p.m. on April 2, 2019, with defendant's appearance being waived.

DATED this 1st day of April, 2019.

/s/ Wendy M. Lewis
WENDY M. LEWIS
Assistant Federal Public Defender